GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Services – Irrigation & CAD Department – Allegation of corruption against Sri Racha Narsaiah, Asst. Engineer (Retd.), formerly worked in the Office of Executive Engineer, I.B. (Medium & Minor Irrigation) Division, Kamareddy, Nizamabad District - Departmental Proceedings under Rule 20 of A.P.Civil Services (Classification, Control & Appeal) Rules, 1991 - initiated – Charge held proved – Imposition of major penalty of cut in pension amounting to 5% for a period of five (5) years against the charged officer Sri Racha Narsaiah, Asst. Engineer (Retd.) – Orders – Issued.

IRRIGATION & C.A.D. (IW:SERVICES-VI(1) DEPARTMENT

G.O.Ms.No. 100. **Dated 02-07-2012.**
Read the following:-

1. A.P.Police Dept. Message received from the Deputy Superintendent of Police, Anti-Corruption Bureau, Nizamabad Range, Nizambad, dated 28-02-2008.
2. Govt. Memo. No.7669/Ser.VI(1)/2008-1, dated 14-03-2008 of Irrigation & CAD (Ser.VI(1) Department.
3. Proceedings No.S1/E1/PF/4100, dated 05-03-2008 of Superintending Engineer, Irrigation Circle, Nizamabad.
4. G.O.Rt.No.1566, Irrigation & CAD (Ser.VI(1) Department, dated 06-12-2008.
5. G.O.Rt.No.224, Irrigation & CAD (Ser.VI(1) Department, dated 12-02-2009.
6. Written Statement of Self Defence submitted by Sri Racha Narsaiah, Asst. Engineer, dated 20-02-2009.
7. Govt. Memo.No.7669/Ser.VI(1)/2008-10, dated 16-10-2009 of Irrigation & CAD (Ser.VI(1) Department.
8. T.O.Memo.No.Rc/ENC/SII(2)/70856/08-1, dated 13-11-2009 of Engineer-in-Chief (AW), Irrigation & CAD Department, Hyderabad.
9. Inquiry Report received from the Incharge Superintending Engineer, GVC No.1, SRSP., Nizamabad, through Letter No.Rc/ENC/P2/ 70856/2008, dated 08-04-2010.
10. Govt. Memo.No.7669/Ser.VI(1)/2008-13, dated 23-04-2010 of Irrigation & CAD (Ser.VI(1) Department.
11. Representation from Sri Racha Narsaiah, Asst. Engineer (Retd.), dated 30-11-2010.
12. Govt. Memo.No.7669/Ser.VI(1)/2008-20, dated 25-06-2011 of Irrigation & CAD (Ser.VI(1) Department.
13. Representation from Sri Racha Narsaiah, Asst. Engineer (Retd.), dated 'NIL'.
14. Govt. Letter No.7669/Ser.VI(1)/2008-26, dated 11-06-2012 of Irrigation & CAD (Ser.VI(1) Department.
15. From the Secretary, A.P.Public Service Commission, Hyderabad, Letter No.1214/RT/3/2012, dated 20-06-2012.

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O R D E R:

In the reference 1st read above, it was brought to the notice of the Government that a Trap Case was registered by the Anti-Corruption Bureau authorities against Sri Racha Narsaiah, Asst. Engineer, Irrigation Dept., Kamareddy Sub-Division of Nizamabad District, as he demanded and accepted the bribe amount from the complainant. The accused officer was arrested on 28-02-2008 at 01.30 P.M., and he was produced before the Hon'ble Court of Principal Special Judge for SPE & ACB Cases, Hyderabad. Accordingly, in the reference 2nd read above, the Engineer-in-Chief (AW), Irrigation & CAD Department, Hyderabad was requested to take necessary action for the suspension of the accused officer Sri Racha Narsaiah, Asst. Engineer, Irrigation Department, Kamareddy Sub-Division, Nizamabad District, as per Rule 8 of the A.P.Civil Services (Classification, Control & Appeal) Rules, 1991.

(P.T.O.)

2. In the reference 3rd read above, the Superintending Engineer, Irrigation Circle, Nizamabad issued orders, placing the accused officer Sri Racha Narsaiah, Asst. Engineer under deemed suspension with effect from 28-02-2008 i.e., from the date of his arrest by the Anti-Corruption Bureau authorities under Rule 8(2)(a) and (c) of the A.P.Civil Services (Classification, Control & Appeal) Rules, 1991.

3. In the reference 4th read above, departmental action was initiated against the charged officer Sri Racha Narsaiah, Assistant Engineer by issuing Articles of Charges framed against him, for violation of A.P.Civil Services (Conduct) Rules, 1964.

4. In the reference 5th read above, orders were issued, reinstating the accused officer Sri Racha Narsaiah, Asst. Engineer (Under suspension) into service and posting him to a far off place i.e., non-focal post.

5. In the reference 6th read above, the charged officer Sri Racha Narsaiah, Asst. Engineer, Office of the Executive Engineer, M&MI Irrigation Division, Kamareddy, Nizamabad District in his written statement of self defence, requested to drop all further enquiry against him in the interest of natural justice.

6. In the reference 7th read above, the Engineer-in-Chief (AW), Irrigation & CAD Department, Hyderabad was requested to cause a regular inquiry into the allegations / charges framed against the accused officer Sri Racha Narsaiah, Asst. Engineer under the provisions of A.P.Civil Services (CC&A) Rules, 1991 duly appointing an Enquiry Officer of proven integrity and also a Presenting Officer, with the directions that the enquiry as per the C.C.A. Rules should be completed within three months and furnish the Enquiry Report to Government, for taking further action in the matter.

7. In the reference 8th read above, the Engineer-in-Chief (AW), Irrigation & CAD Department, Hyderabad, issued orders, appointing the Superintending Engineer, GVC-I, SRSP., as Inquiring Authority, to inquire into the charges framed against Sri Racha Narsaiah, Asst. Engineer.

8. In the reference 9th read above, the Superintending Engineer & Inquiring Authority, GVC-I, SRSP. Nizamabad in his Inquiry Report held that Sri Racha Narsaiah, Assistant Engineer did not submit property statements during his tenure in the service from the date of joining to till 31-12-2008 and he did not take any permission from the competent authority for acquiring immovable and movable properties. Hence, there was a lapse on the part of the Government Servant in not intimating the purchase of house plots and car and motor cycle, though it was not a willful default as explained by the accused officer. It is absolutely in violation of Rule 9(7) of A.P.C.S.(Conduct) Rules, 1964 and Rule 3(1)(2) of A.P.Civil Services (Conduct) Rules.

9. In the reference 10th read above, while enclosing a copy of the report of the Inquiring Authority, the charged officer Sri R.Narsaiah, Asst. Engineer was directed to submit his representation if any, why a major penalty should not be imposed against him within (15) days for taking necessary further action in the matter.

10. In the reference 11th read above, the charged officer Sri Racha Narsaiah, Asst. Engineer (Retd.) in his representation, among other things, requested to drop all further action against him.

Contnd…3.

11. After examining the matter, Government have taken a provisional decision to impose a major penalty of cut in pension amounting to 5% for a period of five (5) years against the charged officer Sri Racha Narsaiah, Asst. Engineer (Retd.) and in the reference 12th read above, while indicating the quantum of punishment, the charged officer Sri Racha Narsaiah, Asst. Engineer (Retd.) was directed to submit his representation if any, on the proposed punishment, within a period of (15) days for taking necessary action.

12. In the reference 13th read above, the charged officer Sri Racha Narsaiah, Asst. Engineer (Retd.) in his representation has requested to consider his case sympathetically and issue orders, dropping further action against him, as he had retired from service on 31.07.2010.

13. As no new ground put-forth by the charged officer in his representation, the Secretary, A.P.Public Service Commission, Hyderabad was requested to obtain the concurrence of the Commission on the proposed major penalty of cut in pension amounting to 5% for a period of five (5) years against the charged officer Sri Racha Narsaiah, Asst. Engineer (Retd.), formerly worked in the Office of the Executive Engineer, I.B. (Medium & Minor Irrigation) Division, Kamareddy, Nizamabad, subject to review on the outcome of the ACB Trap case pending against the charged officer in C.C.No.4/2009 before the Hon'ble Court of Principal Special Judge for SPE & ACB Cases, Hyderabad vide reference 14th read above.

14. In the reference 15th read above, the Secretary, A.P.Public Service Commission, Hyderabad has informed that the Commission agreed with the proposal of the Government, to impose the punishment of 5% cut in pension for a period of five (5) years against the charged officer Sri Racha Narsaiah, Asst. Engineer (Retd.), subject to review on the outcome of the ACB Trap case pending against him.

15. Government have examined the entire matter carefully and decided to impose a major penalty of cut in pension amounting to 5% for a period of five (5) years against the charged Officer Sri Racha Narsaiah, Asst. Engineer (Retd.), formerly worked in the Office of the Executive Engineer, I.B. (Medium & Minor Irrigation) Division, Kamareddy, Nizamabad, subject to review on the outcome of the ACB Trap case pending against the charged officer in C.C.No.4/2009 before the Hon'ble Court of Principal Special Judge for SPE & ACB Cases, Hyderabad. Accordingly, Government hereby order to impose a major penalty of cut in pension amounting to 5% for a period of five (5) years against the charged Officer Sri Racha Narsaiah, Asst. Engineer (Retd.), formerly worked in the Office of the Executive Engineer, I.B. (Medium & Minor Irrigation) Division, Kamareddy, Nizamabad, subject to review on the outcome of the ACB Trap case pending against the charged officer in C.C.No.4/2009 before the Hon'ble Court of Principal Special Judge for SPE & ACB Cases, Hyderabad.

16. A copy of the reference 15th read above is enclosed.

17. The receipt of the G.O., may please be acknowledged.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

SHAILENDRA KUMAR JOSHI
PRINCIPAL SECRETARY TO GOVERNMENT

To
Sri Racha Narsaiah, Asst. Engineer (Retd.), formerly worked in the
Office of the Executive Engineer, I.B. (Medium & Minor Irrigation)
Division, Kamareddy, Nizamabad through the Engineer-in-Chief (AW),
Irrigation & CAD Dept., Hyderabad (w.e.).
The Engineer-in-Chief (AW), Irrigation & CAD Dept., Hyderabad.

(P.T.O.)

Copy to:
The Secretary, A.P.Public Service Commission, Hyderabad.
The Accountant General (A&E), A.P., Hyderabad.
The Director General, Anti-Corruption Bureau, Hyderabad.
The Secretary to Vigilance Commission,
A.P.Vigilance Commission, Hyderabad.
SF/SCs.

//FORWARDED::BY ORDER//

SECTION OFFICER